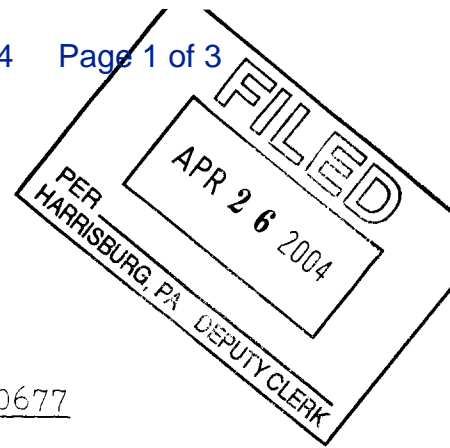


WAL

IN THE UNITED STATES DISTRICT  
COURT FOR THE MIDDLE DISTRICT OF  
PENNSYLVANIA, HARRISBURG DIVISION



Emanuel T. Newman,  
Plaintiff,

-Vs-

Ronald L. Jury., S.I.S. et al.,  
Defendants,

Case no. 01-CV-0677

(Judge, Conner)

PLAINTIFF'S RESPONSE TO OBJECTION TO HIS  
MOTION TO DECLARE DEFENDANT'S WITNESSES HOSTILE

Comes Now, Emanuel T. Newman, plaintiff PRO-SE (herein-  
after Newman), and submits his response to defendant's objections  
to his motion to declare defendant's witnesses hostile.

Newman has alleged in his 1983/1331 Bivens action that he  
made staff aware of a murder plot against his person by members  
of the D.C. Boys prison gang, and through the deliberate indiffer-  
ence of the prison staff after they had confirmed said plot  
and returned him to general population, that he was attacked by  
a member of said prison gang, which resulted in a permenant  
injury to his feild of vision in his left eye.

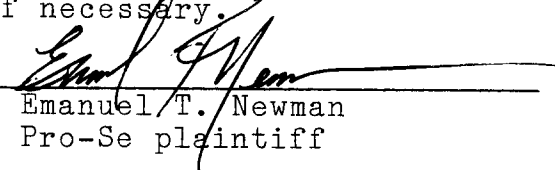
In support thereof Newman states the following:

This case is set for jury selection on May 24, 2004 at  
9:30 A.M. in the Federal Courthouse.

Plaintiff has done research into the status of prison staff persons being called to testify in civil cases where the plaintiff is an incarcerated prisoner, and in all of the cases those persons could only be labeled as hostile witnesses.

The defendant's feel that plaintiff's motion is a bit premature, because this court must apply Federal Rules of Evidence Rule 611 (c) based upon the evidence presented at trial.

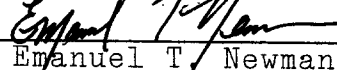
Therefore, plaintiff humbly moves this court in the event the court feels that his motion is in fact premature, to be allowed to renew at a later time if necessary.

Respectfully submitted by,   
Emanuel T. Newman  
Pro-Se plaintiff

CERTIFICATE OF SERVICE

I, Emanuel T. Newman, pursuant to 28 U.S.C. 1746 do hereby state that I have placed sufficient postage for first class mailing to all parties concerned.

This 16 day of April, 2004

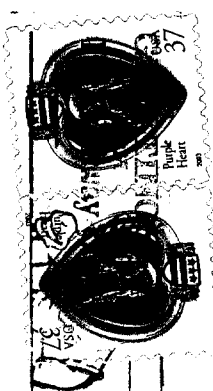
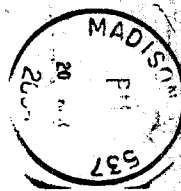
By,   
Emanuel T. Newman  
Plaintiff, Pro-se

Copies to:

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316 Federal Building  
240 West Third Street  
Williamsport, PA 17701

U.S. District Court  
Middle District of Penn  
228 Walnut Street  
Harrisburg, Pa 17108

EMANUEL T. NEWMAN  
13418-039  
FEDERAL CORRECTIONAL INSTITUTION  
P.O. Box 1000  
Oxford, Wis 53952-1000



U.S. DISTRICT COURT  
MIDDLE DISTRICT OF PENN  
228 WALNUT STREET  
HARRISBURG, PA 17105

LEGAL MAIL

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